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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.593 OF 2007

Ms. Anahita Fali Nariman ... Petitioner

Vs.

State of Maharashtra & Anr. ... Respondents

Mr. Amit Desai, senior counsel with Mr. Subodh Desai i/b Federal & Rashmikant for the petitioner.

Ms. U.V. Kejariwal, A.P.P. for the State.

Mr. M.K. Kocharekar for respondent 2.

CORAM : SMT. RANJANA DESAI & D. B. BHOSALE, JJ.

DATED : 29TH MARCH, 2007.

P.C.:-

1. We have heard the learned counsel for the parties.

2. The petitioner has prayed for quashing of FIR No.37 of 2007 dated 9/3/2007 registered with the Cuffe Parade Police Station. We are informed by the learned counsel that the parties have amicably settled the matter. Consent terms / settlement deed executed by Mr. Shankar H. Devkule, father of Sreenath S. Devkule and Ms. Anahita Fali Nariman, the petitioner herein, are tendered in the court. The respective counsel appearing for the petitioner

and respondent 2 have also signed the consent terms / settlement deed. We note that the petitioner and respondent 2 are present in the court. They confirm that the matter is settled. Respondent 2 has also filed affidavit dated 29/3/2007 stating that the contents of the said settlement deed are true and correct. The said consent terms / settlement deed is taken on record and marked "X". In view of this and in the light of the judgment of the Supreme Court in ***B.S. Joshi v. State of Haryana & Anr., (2003) 4 SCC 675***, we quash FIR No.37 of 2007 dated 9th March, 2007 registered with the Cuffe Parade Police Station.

3. The petition is disposed of in the aforestated terms.

[SMT. RANJANA DESAI, J.]

[D. B. BHOSALE, J.]